



PATENT  
Attorney Docket No.: EX95001-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Scott A. MOSKOWITZ et al.

Appl. No.: 09/657,181

Filed: September 7, 2000

Art Unit: 2857

Examiner: Carol S W TSAI

**MAIL STOP**

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22314-1450

Sir:

**Request to Proceed on Behalf of a Sole Assignee Under CFR § 3.73(b)**

Blue Spike, Inc., a Florida corporation, certifies that it is the sole assignee of the entire right, title, and interest in the above-identified patent application by virtue of a chain of title from the inventors of the above-identified patent, to the current assignee as follows:

The undersigned has reviewed all of the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above. Attached herein are the following supporting documents: Verified Statement (Declaration) Claiming Small Entity Status; Original Declaration and Power of Attorney signed by Scott Moskowitz and Michael Berry; Assignment signed by Scott Moskowitz and Michael Berry; U.S. Patent & Trademark Office Notice of Recordation of Assignment Document (Recordation Date December 12, 2000, Reel/Frame 011365/0665). Blue Spike, Inc. continues to be the sole owner of all rights in the application. The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these

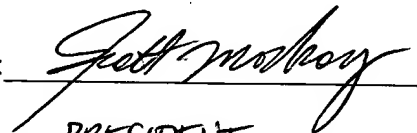
BEST AVAILABLE COPY

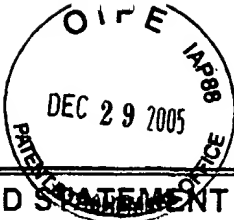
statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

**BLUE SPIKE, INC.**

Date: December 29, 2005

By :   
Title : PRESIDENT

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**Docket No.  
**066112.1032**

Application No.

**09/657,181**

Filing Date

**September 7, 2000**

Patent No.

Issue Date

Applicant/  
Patentee:**Scott A. MOSKOWITZ et al.**

Invention:

**Method and Device For Monitoring and Analyzing Signals**

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN:

**Blue Spike, Inc.**

ADDRESS OF CONCERN:

**16711 Collins Avenue, #2505, Miami, Florida 33160 USA**

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above-identified invention described in:

- ☐ the specification filed herewith with title as listed above.
- ☒ the application identified above.
- ☐ the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:

- ☐ No such person, concern or organization exists.
- ☐ Each such person, concern or organization is listed below.

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Scott A. Moskowitz

TITLE OF PERSON SIGNING  
OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: 16711 Collins Avenue, #2505  
Miami, FL 33160  
USA

SIGNATURE: \_\_\_\_\_

DATE: 11-20-00



<b>VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27(b)) - INDEPENDENT INVENTOR</b>			<b>Docket No. 066112.0132</b>
Application No. <b>09/657,181</b>	Filing Date <b>September 7, 2000</b>	Patent No.	Issue Date
Applicant/ Patentee: <b>Scott A. MOSKOWITZ et al.</b>			
Invention: <b>Method and Device for Monitoring and Analyzing Signals</b>			
<p>As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:</p> <p><input type="checkbox"/> the specification to be filed herewith.</p> <p><input checked="" type="checkbox"/> the application identified above.</p> <p><input type="checkbox"/> the patent identified above.</p> <p>I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).</p> <p>Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:</p> <p><input type="checkbox"/> No such person, concern or organization exists.</p> <p><input checked="" type="checkbox"/> Each such person, concern or organization is listed below.</p> <p>*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)</p>			
FULL NAME <u><b>Blue Spike, Inc.</b></u>			
ADDRESS <u><b>16711 Collins Avenue, #2505, Miami, Florida 33160 USA</b></u>			
<input type="checkbox"/> Individual <input checked="" type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization			
FULL NAME _____			
ADDRESS _____			
<input type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization			
FULL NAME _____			
ADDRESS _____			
<input type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization			
FULL NAME _____			
ADDRESS _____			
<input type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization			

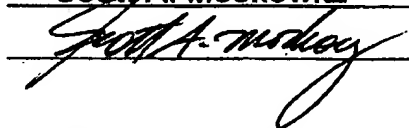
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR

Scott A. Moskowitz

SIGNATURE OF INVENTOR

DATE: 11-20-00

NAME OF INVENTOR

Michael W. Berry

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

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DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

NAME OF INVENTOR

SIGNATURE OF INVENTOR

DATE: \_\_\_\_\_

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Scott A. Moskowitz

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR Michael W. Berry

SIGNATURE OF INVENTOR 

DATE: 11/26/02

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

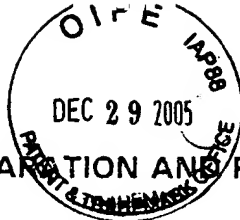
SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND DEVICE FOR MONITORING AND ANALYZING SIGNALS**

the specification of which: ☐ is attached hereto.  
☒ was filed on: September 7, 2000  
as Application No.: 09/657,181  
and was amended on \_\_\_\_\_ (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

**Prior Foreign Application(s)**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed	
				Yes <input type="checkbox"/>	No <input type="checkbox"/>
				Yes <input type="checkbox"/>	No <input type="checkbox"/>
				Yes <input type="checkbox"/>	No <input type="checkbox"/>

**Prior Provisional Application(s)**

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year)



**Prior United States Application(s)**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned

And I hereby appoint, both jointly and severally, as my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys, their registration numbers being listed after their names:

Rodger L. Tate, Registration No. 27,399; Anthony W. Shaw, Registration No. 30,104; James Remenick, Registration No. 36,902; Michael J. Songer, Reg. No. 39,841; Cono A. Carrano, Registration No. 39,623; Laurence H. Posorske, Registration No. 34,698; Floyd B. Chapman, Registration No. 40,555; David J. Kulik, Registration No. 36,576; Robert A. King, Registration No. 42,738; and Trevor Q. Coddington, Registration No. 46,633.

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All correspondence and telephone communications should be addressed to: Intellectual Property Department; Brobeck, Phleger & Harrison LLP; 1333 H Street, N.W.; Suite 800; Washington, DC 20005, telephone number (202) 220-6000; facsimile number (202) 220-5200, which is also the address, telephone and facsimile numbers of each of the above listed attorneys.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature



Date 11-22-00

Full Name of  
First Inventor:

MOSKOWITZ  
(Family Name)

Scott  
(First Given Name)

A.  
(Second Given Name)

Citizenship: United States of America

Residence: 16711 Collins Avenue, #2505, Miami, Florida 33160 USA

Post Office  
Address: Same as above

Signature

\_\_\_\_\_

Date \_\_\_\_\_

Full Name of

Second Inventor:

BERRY  
(Family Name)

Michael  
(First Given Name)

W.  
(Second Given Name)

Citizenship: United States of America

Residence: 12401 Princess Jeanne, Albuquerque, New Mexico, 87112 USA

Post Office  
Address: Same as above

Signature \_\_\_\_\_

Date \_\_\_\_\_

Full Name of  
First Inventor:

MOSKOWITZ  
(Family Name)

Scott  
(First Given Name)

A.  
(Second Given Name)

Citizenship: United States of America

Residence: 16711 Collins Avenue, #2505, Miami, Florida 33160 USA

Post Office  
Address: Same as above

Signature \_\_\_\_\_

Date 11/20/00

Full Name of

Second Inventor: BERRY

(Family Name)

Michael  
(First Given Name)

W.  
(Second Given Name)

Citizenship: United States of America

Residence: 12401 Princess Jeanne, Albuquerque, New Mexico, 87112 USA

Post Office  
Address: Same as above

## ASSIGNMENT

WHEREAS, WE, Scott A. Moskowitz, residing at 16711 Collins Avenue, #2505, Miami, Florida, 33160, USA, and Michael W. Berry, 12401 Princess Jeanne, Albuquerque, New Mexico, 87112, USA, have invented certain new and useful improvements in and to the subject matter of:

### METHOD AND DEVICE FOR MONITORING AND ANALYZING SIGNALS

described in an application for United States Letters Patent filed on September 7, 2000, and accorded Application No. 09/657,181;

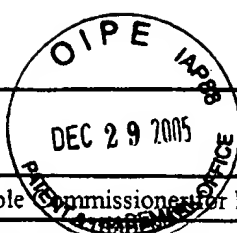
AND, WHEREAS, Blue Spike, Inc., a corporation organized under the laws of the State of Florida, having a place of business located at 16711 Collins Avenue, #2505, Miami, Florida, 33160, USA (hereinafter "ASSIGNEE"), is desirous of acquiring certain rights to the improvements and under the application;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) or the equivalent thereof, and other good and valuable consideration, receipt of which is hereby acknowledged, we do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns and legal representatives, our entire right, title and interest in and throughout the United States of America (including its territories and dependencies) and all countries foreign thereto in and to said improvements, said United States application, any other United States applications, including provisional, divisional, renewal, substitute, continuation, reexamination and reissue applications, based in whole or in part on said United States application or in whole or in part on said improvements, any foreign applications, including international and regional applications, based in whole or in part on any of the aforesaid United States applications or in whole or in part on said improvements, and in and to any and all letters patent, including extensions thereof, of any country which have been or may be granted on any of the aforesaid applications or on said improvements or any parts thereof;

AND WE hereby authorize and request our attorneys, Brobeck, Phleger & Harrison LLP, whose address is 1333 H Street, N.W., Suite 800, Washington, DC 20005, to insert hereon any identification necessary or desirable for recordation of this document, including the filing date and application number of said application when known.

AND WE hereby agree for ourselves and our heirs, executors and administrators to execute without further consideration any further documents and instruments which may be necessary, lawful and proper in the prosecution of said above-referenced application or in the preparation or prosecution of any continuing, substitute, divisional, renewal, reexamination or reissue application or in any amendments, extensions or interference proceedings, or other applications for patents of any region or country, that may be necessary to secure to ASSIGNEE its interest and title in and to said improvements or any parts thereof, and in and to said several patents or any of them;

AND WE hereby covenant for ourselves and our legal representatives, and agree with said ASSIGNEE, its successors and assigns, that we have granted no right or license to make, use, sell or offer to sell said improvements, to anyone except said ASSIGNEE, that prior to the execution of this deed, our right, title and interest in said improvements had not been

RECORDATION FORM COVER SHEET  
PATENTS ONLY

To the Honorable Commissioner for Patents: Please record the attached original document(s) or copy(ies) thereof.

## 1. Name of Conveying Party(ies):

Scott A. Moskowitz

Michael W. Berry

Additional name(s) of conveying party(ies) attached?

☐ Yes☒ No

## 2. Name and Address of Party(ies) receiving an interest (assignee(s)):

Name: Blue Spike, Inc.

Name:

Address: 16711 Collins Avenue, #2505

Address:

Miami, Florida 33160

Country: USA

Country:

Additional name(s) and address(es) attached?

☐ Yes☒ No

## 3. Nature of Conveyance:

☒ Assignment☐ Merger☐ Change of Name☐ Verified Translation☐ Security Agreement☐ Other: \_\_\_\_\_Execution Date: November 22, 2000 and November 29, 2000

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date(s) of the application is: \_\_\_\_\_

A. Patent Application No(s):B. Patent No(s):

09/657,181

Others on additional sheet(s) attached?

☐ Yes☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Floyd B. Chapman  
Intellectual Property Department  
Brobeck, Phleger & Harrison LLP  
1333 H Street, N.W.  
Suite 800  
Washington, DC 20005  
(202) 220-6000 (telephone)  
(202) 220-5200 (facsimile)

## 6. Total number of applications and patents involved:

Application(s): 1

+ Patent(s): \_\_\_\_\_

= Total: \_\_\_\_\_

7. Total Fee (37 C.F.R. § 3.41) . . . . . \$ 40.00☒ Enclosed☐ Authorized to be charged to Deposit Account8. Deposit Account No.: 50-1640

(Duplicate copy of this sheet attached)

☒ Charge any underpayment or credit any overpayment to above Deposit Account

DO NOT USE THIS SPACE

## 9. Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Floyd B. Chapman, Reg. No. 40,555

Name of Person Signing

Signature

Dec 12, 2000

Date

Total number of pages including cover sheet, attachments, and document:

otherwise encumbered, and that we have not and will not execute any instrument in conflict therewith;

AND WE do hereby authorize and request the United States Commissioner for Patents to issue any and all letters patent which may be granted upon said United States applications, or upon said improvements or any parts thereof when granted, to said ASSIGNEE.

IN WITNESS WHEREOF, we have hereunto set our hands and seals.

11-22-00  
Date

Scott A. Moskowitz  
Scott A. Moskowitz

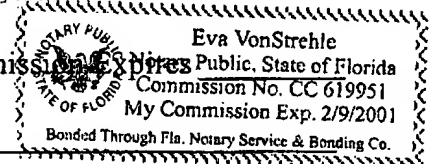
County of DADE )  
State of FLORIDA ) ss:

On this 22 day of NOVEMBER, 2000, before me a Notary Public in and for the County and State aforesaid, personally appeared SCOTT A. MOSKOWITZ to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.

(SEAL)

Eva VonStrehle  
Notary Public

My Commission Expires



\_\_\_\_\_  
Date

\_\_\_\_\_  
Michael W. Berry

County of \_\_\_\_\_ )  
State of \_\_\_\_\_ ) ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 2000, before me a Notary Public in and for the County and State aforesaid, personally appeared \_\_\_\_\_, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.

(SEAL)

\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

BROBECK, PHLEGER & HARRISON LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
1333 H STREET, N.W.  
SUITE 800  
WASHINGTON, D.C. 20005  
(202) 220-6000 (TELEPHONE)  
(202) 220-5200 (FACSIMILE)

otherwise encumbered, and that we have not and will not execute any instrument in conflict therewith;

AND WE do hereby authorize and request the United States Commissioner for Patents to issue any and all letters patent which may be granted upon said United States applications, or upon said improvements or any parts thereof when granted, to said ASSIGNEE.

IN WITNESS WHEREOF, we have hereunto set our hands and seals.


Date \_\_\_\_\_ Scott A. Moskowitz \_\_\_\_\_  
County of \_\_\_\_\_ )  
State of \_\_\_\_\_ ) ss:

On this \_\_\_\_\_ day of \_\_\_\_\_, 2000, before me a Notary Public in and for the County and State aforesaid, personally appeared ~~Michael Berry~~, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.

(SEAL) \_\_\_\_\_ Notary Public  
My Commission Expires \_\_\_\_\_  
Date 11/29/00 \_\_\_\_\_  
Michael W. Berry

County of BERNALILLO )  
State of NEW MEXICO ) ss:

On this 29th day of November, 2000, before me a Notary Public in and for the County and State aforesaid, personally appeared Michael Berry, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and acknowledged the same to be of his free act and deed.

(SEAL)  OFFICIAL SEAL  
April Wyant  
NOTARY PUBLIC  
STATE OF NEW MEXICO  
My Commission Expires: 3/24/2003

\_\_\_\_\_  
Notary Public  
My Commission Expires 3/24/2003

BROBECK, PHLEGER & HARRISON LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
1333 H STREET, N.W.  
SUITE 800  
WASHINGTON, D.C. 20005  
(202) 220-6000 (TELEPHONE)  
(202) 220-5200 (FACSIMILE)

031838 0005  
**DOCKETED**



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MARCH 07, 2001

PTAS

BROBECK, PHLEGER & HARRISON LLP  
FLOYD B. CHAPMAN  
INTELLECTUAL PROPERTY DEPARTMENT  
1333 H STREET, N.W., SUITE 800  
WASHINGTON, DC 20005



\*101564649A\*

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/12/2000

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